

Attorney Docket No. NANI-002/01US

PATENT

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on AUGUST 25, 2003

By: Hanna Hacham 8-25-03

Hanna Hacham

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of VON BEHRENS et al.

Serial No.: 10/080,640

Examiner: NGUYEN, HOANG M

Confirmation No.: 8160

Art Unit: 3748

Filed: February 21, 2002

For: SMA ACTUATOR WITH IMPROVED TEMPERATURE CONTROL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT TRANSMITTAL

Enclosed is an Information Disclosure Statement and accompanying Form PTO/SB/08A for the above-identified patent application.

- ☐ In accordance with 37 C.F.R. §1.97(b), no additional fee for submission of the IDS is required.
- ☒ In accordance with 37 C.F.R. §1.97(c), also enclosed is:
- ☒ the fee of \$180.00 as set forth in 37 C.F.R. §1.17(p); or
- ☐ a statement as specified in 37 C.F.R. §1.97(e).
- ☐ In accordance with 37 C.F.R. §1.97(d), a statement as specified in 37 C.F.R. § 1.97(e) and the fee of \$180.00 as set forth in 37 C.F.R. §1.17(p) are also enclosed.
- ☒ Check No. 19440 in the amount of \$ 180.00 for the total fee is attached.
- ☒ A return receipt postcard is also enclosed.

RECEIVED
AUG 29 2003
TECHNOLOGY CENTER R3700


☐ Please charge \$___ to Deposit Account No. 03-3117 for the total fee. This paper is being submitted in duplicate.

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§1.16, 1.17, and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 03-3117.

Dated: 8/22/03

Cooley Godward LLP
ATTN: Patent Group
Five Palo Alto Square
3000 El Camino Real
Palo Alto, CA 94306-2155
Tel: (650) 843-5000
Fax: (650) 857-0663
WBG/hh

Respectfully submitted,
COOLEY GODWARD LLP

By: 
Walter B. Glenn
Reg. No. 44,713



3748
#

Attorney Docket No. NANI-002/01US

PATENT

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on AUGUST 25, 2003

By: Hanna Hacham 8-25-03 #8/IDS
Hanna Hacham

9/2/03
W. B. Smith

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of VON BEHRENS et al.

Serial No.: 10/080,640

Examiner: NGUYEN, HOANG M

Confirmation No.: 8160

Art Unit: 3748

Filed: February 21, 2002

For: SMA ACTUATOR WITH IMPROVED TEMPERATURE CONTROL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED
AUG 29 2003
TECHNOLOGY CENTER R3700

**INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §1.97(c)**

In accordance with the duty of disclosure set forth in 37 C.F.R. §1.56,
Applicant(s) hereby submits the following information in conformance with 37 C.F.R.
§§1.97 and 1.98.

- ☒ Pursuant to 37 C.F.R. §1.98, a copy of each document cited in the attached Form PTO/SB/08A is enclosed.
- ☐ No copies of the publications listed on the attached Form PTO/SB/08A are being provided pursuant to 37 C.F.R. §1.98(d) because the publications were previously cited by or submitted to the Office in prior Application Serial No. ___ to which the above-identified application claims priority under 35 U.S.C. §120.
- ☒ Publication(s) A12, A14, A24, A34, A43, A51, B7, and B11 listed on the attached Form PTO/SB/08A were cited in two foreign search or examination reports in applications, PCT application serial no. PCT/US02/05450, mailed on July 2, 2002 and PCT application serial no. PCT/US03/14089, mailed on August 7, 2003.

- ☒ Enclosed is a copy of a non-English publication(s) B7. Pursuant to §609 of the M.P.E.P., Applicant submits the attached foreign search or examination report, which cites such non-English language publication(s).
- ☐ Enclosed is a copy of a non-English publication(s) _____. English language publication _____ (copy enclosed) claims priority from this non-English publication.
- ☒ Enclosed is an explanation of non-English publication(s) B4 and B12 for which an English translation is not available.
- ☒ Enclosed is an English translation of non-English publication(s) B1, B2, B8 and B9 (English Abstracts only), cited in the attached Form PTO/SB/08A.
- ☐ Enclosed is a copy of pending patent Application Serial No. _____.

This Information Disclosure Statement is filed after the period specified in 37 C.F.R. § 1.97(b), but before the mailing of:

- ☒ a final action under 37 C.F.R. §1.113;
- ☐ a notice of allowance under 37 C.F.R. §1.311; or
- ☐ an action that otherwise closes prosecution in this application.

In accordance with 37 C.F.R. §1.97(c) also enclosed is:

- ☒ Fee under 37 C.F.R. §1.17(p) in the amount of \$180.00; or
- ☐ Statement as specified in 37 C.F.R. §1.97(e):
 - ☐ Each item of information contained in the Information Disclosure Statement cited herein was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing date of the Information Disclosure Statement; or
 - ☐ No item of information contained in the Information Disclosure Statement submitted herewith was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned, having made a reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to any individual designated in 37 C.F.R. §1.56(c) more than three months prior to the filing date of the Information Disclosure Statement.

It is respectfully requested that the Examiner consider the above-noted information and return an initialed copy of the attached Form PTO/SB/08A to the undersigned.

Dated: 8/22/03

Cooley Godward LLP
ATTN: Patent Group
Five Palo Alto Square
3000 El Camino Real
Palo Alto, CA 94306-2155
Tel: (650) 843-5000
Fax: (650) 857-0663
WBG/hh

Respectfully submitted,
COOLEY GODWARD LLP

By:



Walter B. Glenn
Reg. No. 44,713